

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday March 11, 2008, the following members were present:

Greg Jergeson, Chairman
Doug Mood, Vice Chairman
Brad Molnar, Commissioner
Robert H. Raney, Commissioner
Ken Toole, Commissioner

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(84) In the matter of T-08.4.ST. On January 4, 2008 Harold F. Stacey dba Stacey Transfer & Storage, Great Falls, Montana filed an application to transfer PSC No. 346 to Stacey Transfer and Storage LLC, Great Falls, Montana.

Commissioner Jergeson moved to approve the transfer PSC No. 346 as applied for.
Commissioner Raney seconded the motion, which passed unanimously.

(85) In the matter of T-08.3.RI. On January 31, 2008 Smooth Moves LLC, Missoula, Montana filed a request to increase rates and charges on their household good moves under PSC No. 9459.

Commissioner Mood moved to approve the rate increase as applied for. Commissioner Raney seconded the motion, which passed unanimously.

(86) In the matter of the approval of Commission Minutes for the week of March 3, 2008.

Commissioner Toole moved to approve the Commission Minutes for the week of March 3, 2008.
Commissioner Mood seconded the motion, which passed unanimously.

APPEARANCE

Jim Paine, Legal Division

(87) In the matter of the Commission's discussion of D2007.10.124-3 Rivers Telephone Cooperative, Inc.-3 Rivers Arbitration request (Alltel).

Commissioner Raney moved to issue the order on 3 Rivers Cooperative, Inc. objections to Alltel Communications, Inc. data requests. Commissioner Mood seconded the motion, which passed unanimously.

Commissioner Raney moved to issue the order on Alltel Communications, Inc. objections to 3 Rivers Telephone Cooperative, Inc. data requests. Commissioner Mood seconded the motion, which passed unanimously.

APPEARANCE

Mike Lee, Utility Division

(88) In the matter of the Commission's discussion of CC 96-45, WC 05-337; The FCC seeks comments on long-term comprehensive high-cost universal service reform, reverse auctions and identical support mechanisms.

Commissioner Raney moved to direct staff to draft reply comments on the three FCC NOPERS indicated in the work session request. Commissioner Mood seconded the motion, which passed unanimously.

(89) In the matter of the Commission's discussion of N2007.5.50-MDU's 2007 Electric Integrated Resource Plan (IRP);

Commissioner Molnar moved to delegate to staff authority to establish an additional comment schedule in this docket. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE

Justin Kraske, Legal Division

Will Rosquist, Utility Division

(90) In the matter of the Commission's discussion of D2006.1.2-Montana-Dakota Utilities Review of MDU's natural gas and electric universal system benefits program;

Commissioner Raney moved to approve the replacement procedural schedule and the May 8 hearing date. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE

Al Brogan, Legal Division

(91) In the matter of the Commission's discussion of D2007.7.82-In the matter of NorthWestern Energy's Application for approval for authority to Establish Increased Natural Gas and Electric Delivery Service Rates;

Commissioner Raney moved to deny NorthWestern Energy's Motion in the Limine with respect to testimony of Patrick DiFronzo and Cheryl Hansen at the hearing scheduled March 31, 2008 in Docket No. 2007.7.82. Commissioner Toole seconded the motion, which passed unanimously.

Commissioner Raney moved to deny CELP'S Motion to Consolidate this docket with D2003.8.109. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE

Al Brogan, Legal Division
Will Rosquist, Utility Division

(92) In the matter of the Commission's discussion of L-08.1.1-RUL-The amendment and repeal of various rules pertaining to public utilities, electric suppliers, and natural gas suppliers;

Commissioner Toole moved to strike subsection "n" entirely from the rule. Commissioner Molnar seconded the motion, which passed 4-1. Commissioner Raney voted no.

Commissioner Molnar moved to amend 38.5.8282 by adding a new sub 3 to the rule number. Commissioner Mood seconded the motion, which failed 1-4. Commissioner's Jergeson, Mood, Raney and Toole voted no.

Commissioner Molnar moved to substitute language in 24 for 25 with the additional language related to burden of proof and incorporate number 24 language as discussed. Commissioner Mood seconded the motion, which failed 2-3. Commissioner's Jergeson, Raney and Toole voted no.

Commissioner Raney moved to adopt the rules subject to minor editing changes, and the change in the text on response on comment 3. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE

Kate Whitney, Administrator
Utility Division

(93) In the matter of the Commission's discussion of Out-of-State staff travel for Bryan Baldwin to attend the annual MISO Stakeholders Meeting, April 15-17, in Indianapolis, Indiana. Commissioner Toole moved to approve the travel request for Bryan Baldwin to attend the MISO Stakeholders meeting April 15-17, 2008, which will be reimbursed by OMS. Commissioner Mood seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

GREG JERGSON, Chairman

DOUG MOOD, Vice Chairman

BRAD MOLNAR, Commissioner

ROBERT H. RANEY, Commissioner

KEN TOOLE, Commissioner

ATTEST:

Connie Jones
Commission Secretary

(SEAL)